1 2 3 UNITED STATES DISTRICT COURT 4 NORTHERN DISTRICT OF CALIFORNIA 5 SAN JOSE DIVISION 6 7 TERESA JEAN MOORE, JENNIFER 8 Case No. 5:17-cv-03760-EJD LAUREN MOORE 9 Appellants, ORDER TO SHOW CAUSE 10 v. 11 JOHN NELSON SPADARO, et al., 12 Appellees. 13 On October 3, 2017, the Court granted Appellants' request for an extension of time to file 14 and serve an opening brief. To date, Appellants have not filed any documents in support of their 15 bankruptcy appeal. Accordingly, the court hereby issues an order to show cause why this appeal 16 should not be dismissed for failure to prosecute. If Appellants do not, by May 10, 2018, 17 demonstrate good cause in writing why this appeal should not be dismissed, the court will dismiss 18 the action with prejudice pursuant to Federal Rule of Civil Procedure 41(b) and Federal Rules of 19 Bankruptcy Procedure 8003(a)(2) and 8009(g). In doing so, however, Appellants must submit 20 proof of compliance with Federal Rule of Bankruptcy Procedure 8009(a). 21 No hearing will be held on the order to show cause unless otherwise ordered by the court. 22 IT IS SO ORDERED. 23 Dated: April 10, 2018 24 EDWARD J. DAVILA 25 United States District Judge 26 27 Case No.: <u>5:17-cv-03760-EJD</u> ORDER TO SHOW CAUSE 28